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 MEDTRONIC, INC. AND MEDTRONIC VASCULAR, INC.
 (sued under its former name, MEDTRONIC AVE, INC.)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

EDWARDS LIFESCIENCES LLC, and
 ENDOGAD RESEARCH PTY LIMITED,

Plaintiffs,

v.

MEDTRONIC, INC., MEDTRONIC AVE,
 INC., COOK INCORPORATED, and W.L.
 GORE & ASSOCIATES, INC.,

Defendants.

CASE NO. C 03-03817 JSW (WDB)

**MEDTRONIC, INC. AND MEDTRONIC
 VASCULAR, INC.'S NOTICE OF MOTION
 TO COMPEL EDWARDS LIFESCIENCES
 LLC AND ENDOGAD RESEARCH PTY
 LIMITED'S RESPONSE TO: (1) PATENT
 L.R. 3-1 DISCLOSURES; AND (2) A
 RESPONSE TO MEDTRONIC, INC. AND
 MEDTRONIC VASCULAR, INC.'S
 INTERROGATORY NO. 1**

Date: April 7, 2004
 Time: 2:00 p.m.
 Courtroom: 4, 3rd Floor
 Judge: Honorable Wayne D. Brazil

(DISCOVERY MATTER)

AND RELATED COUNTERCLAIMS

MEDTRONIC, INC. AND MEDTRONIC
 VASCULAR, INC.'S NOTICE OF MOTION
 TO COMPEL

CASE NO. C 03-03817 JSW (WDB)

PLEASE TAKE NOTICE that on April 7, 2004, at 2:00 p.m. or as soon thereafter as the matter may be heard, in the courtroom of the Honorable Wayne D. Brazil, Defendant and Counterclaimant Medtronic, Inc. and Medtronic Vascular, Inc. (collectively, "Medtronic") will and hereby does move the Court for an order compelling Edwards Lifescience, LLC and Endogad Research Pty Limited (collectively, "Plaintiffs"), to respond to Medtronic's Interrogatory Number 1.

This Notice of Motion is, and will be based on, the fact that Plaintiffs have not provided Medtronic with the required Patent L.R. 3-1 disclosure and an adequate response to its Interrogatory Number 1.

This motion will be based upon this Notice of Motion, the attached Memorandum of Points and Authorities, and the Declaration of Bijal V. Vakil, filed concurrently herewith, the records and files in this action, and any and such oral argument as may be presented at the hearing on this Motion.

Dated: February 23, 2004

Respectfully submitted,

McDERMOTT, WILL & EMERY

By: /s/ Bijal V. Vakil

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